

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

Case No. 5:24-cv-00598-M-RJ

ELLIOT WESS JOHNSON,

Plaintiff,

v.

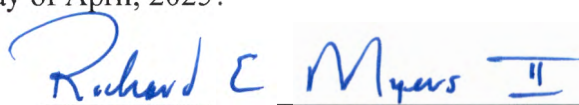
KIDDE TECHNOLOGIES INC., A
COLLINS AEROSPACE COMPANY,

Defendant.

ORDER

This matter comes before the court on Defendant's Motion to Dismiss for insufficient process and insufficient service of process. [DE 11]. Defendant alleges that it was improperly identified as "Collins Aerospace" in Plaintiff's complaint and that it was improperly served, thus depriving the court of personal jurisdiction over Defendant. *Id.* at 4–5. Plaintiff subsequently moved to amend his complaint. [DE 17]. This motion was granted on March 3, 2025, [DE 26], and the court directed the Clerk of Court to amend the docket to reflect that the defendant in this action is "Kidde Technologies Inc., a Collins Aerospace Company." *Id.* at 2. On March 12, 2025, an amended summons was issued [DE 27], and on March 28, 2025, service of process was returned as to Defendant. [DE 28]. On April 15, 2025, Defendant filed an answer to Plaintiff's complaint. [DE 29]. These developments have rendered moot the purported bases for dismissal raised by Defendant. Accordingly, the motion is DENIED AS MOOT.

SO ORDERED this 21st day of April, 2025.



RICHARD E. MYERS II
CHIEF UNITED STATES DISTRICT JUDGE